IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY THIRD DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 12659 of 2004

Between:

K.Armugam, s/o K.Narayana Swamy,
r/o Bahadurpet, Srikalahasti, Chittoor District.

..... PETITIONER

AND

1 The Commercial Tax Officer (FAC), Puttur, Chittoor district.
2 The Sub Treasury Officer, Puttur, Chittoor District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of mandamus or any other appropriate writ or direction declaring the action of the respondents in not refunding the excess tax of Rs.1.01,460/- to the petitioner as illegal and arbitrary and consequently direct the respondents to pay the amount of Rs.1,01,460/- with interest forthwith

Counsel for the Petitioner:MR.P.GANGA RAMI REDDY

Counsel for the Respondents: GP FOR COMMERCIAL TAXES

The Court made the following O R D E R:

(Per the Hon'ble Sri Justice Bilal Nazki).

Respondents have already refunded the amount, which is the subject matter of this writ petition. Since, no grievance remains, the writ petition becomes infructuous and is accordingly dismissed. No order as to costs.

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(BILAL NAZKI, J)

23rd August, 2004.

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(S.ANANDA REDDY, J)

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To

1 The Commercial Tax Officer (FAC), Puttur, Chittoor district.
2 The Sub Treasury Officer, Puttur, Chittoor District.

3 Two C.Cs to the Government Pleader for Commercial Taxes,

High Court Buildings, A.P., Hyderabad (OUT)

4 Two C.D. copies.